

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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JOSEPH JOHNSON,

**23-CV-1156 (AS) (VF)**

Plaintiff,

-against-

**ORDER**

STARWOOD HOTELS & RESORTS  
WORLDWIDE, LLC,

Defendants.

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**VALERIE FIGUEREDO, United States Magistrate Judge.**

The conduct that Plaintiff identifies at ECF Nos. 117 and 118 is not the proper basis for a Rule 11 sanction. See Lawrence v. Richman Grp. of CT LLC, 620 F.3d 153, 158 (2d Cir. 2010) (“Rule 11 does not . . . authorize sanctions for merely frustrating conduct. It authorizes sanctions only for the filing of a document with the court that fails to satisfy the rule’s certification requirements.”). Further, and as already explained, there is a pending motion to dismiss. Upon resolution of the motion, if necessary, Plaintiff can ask for discovery from Defendants. The Clerk of Court is respectfully directed to terminate the gavel at ECF No. 117.

**SO ORDERED.**

DATED: New York, New York  
February 6, 2025

  
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VALERIE FIGUEREDO  
United States Magistrate Judge